IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.7621 OF 2005

Eknath Dadu Dangarkar .. Applicant
Versus
State of Maharashtra .. Respondent

Ms.K.H.Aesankar for applicant
Mr.K.V.Saste, A.P.P. for State.

CORAM : S.C.DHARMADHIKARI, J.
DATE : 12th December 2005.

P.C.

. F.I.R. is lodged on 24th July 2004 by one Vasudeo Mahadeo Bolade at Panvel Taluka Police Station for offences punishable under sections 147, 148, 149, 302, 307, 336 of I.P.C. vide C.R.No.105 of 2004.

2. Over a place of fishing applicant is alleged to have been involved in a fight along

with several others with complainant. Applicant was arrested on 24th July 2004. One Tukaram Mhatre, Santosh Posha Mhatre, Atmaram Thakur against whom also self-same allegations are made are released on bail by the sessions court. In fact it is not disputed that save and except the present applicant who is 22 years old and detained for more than one year all other accused have been enlarged on bail. Therefore, not only on the ground of parity but also considering the limited role assigned to the present applicant of burning fire-crackers, he deserves to be released on bail on identical terms. More so, when the statement perused by me and more particularly that of Anita Ramchandra, stating that applicant was not carrying any weapon. Hence, following order:-

i) Applicant shall be released on bail in connection with C.R.No.105 of 2004 registered with Panvel Taluka Police

Station in the sum of Rs.15,000/- with one or two sureties in the like amount.

ii) Applicant shall report to Panvel Taluka Police Station once in a week between 5.00 p.m. and 7.00 p.m. till the trial is concluded.

iii) Applicant shall cooperate with the learned trial Judge for expeditious disposal of the trial. Any attempt by applicant to delay the trial may be a ground for cancellation of bail.

iv) Any observation made in this order shall not be construed as any finding or any expression of opinion on the merits of the case at the time of trial.

v) Application is disposed of in the

above terms.

vi) Parties to act on an authenticated copy of this order.

(S.C.DHARMADHIKARI, J)